

REMARKS

This Application has been carefully reviewed in light of the Office Action electronically sent December 21, 2006. Claims 1-53 are pending in the Application and are rejected in the Office Action. For the reasons given below, Applicants believe all claims to be allowable over the cited references. Therefore, Applicants respectfully request reconsideration and full allowance of all pending claims.

Section 102 Rejections

The Office Action rejects Claims 1, 2-7, 9,¹ 15-28, 38-45, and 46-53 under 35 U.S.C. § 102(e) as being anticipated by U.S. Patent No. 6,671,262 issued to Kung et al. ("*Kung '262*").

"A claim is anticipated only if each and every element as set forth in the claim is found, either expressly or inherently described, in a single prior art reference." *Verdegaal Bros. v. Union Oil Co. of California*, 2 U.S.P.Q.2d 1051, 1053 (Fed. Cir. 1987); M.P.E.P. § 2131. In addition, "[t]he identical invention must be shown in as complete detail as is contained in the . . . claims" and "[t]he elements must be arranged as required by the claim." *Richardson v. Suzuki Motor Co.*, 9 U.S.P.Q.2d 1913, 1920 (Fed. Cir. 1989); *In re Bond*, 15 U.S.P.Q.2d 1566 (Fed. Cir. 1990); M.P.E.P. § 2131 (*emphasis added*).

Claim 1 of the Application, as amended, recites the following limitations:

A method for device registration replication, comprising:
providing a plurality of call managers in a packet-based network, each call manager controlling one or more devices coupled to the packet-based network and storing composite registration information associated with the devices;
communicating status information from a first call manager to a second call manager in response to a change in which call manager controls a device;
and
updating the composite registration information stored by the second call manager in response to receiving the status information.

Independent Claims 15, 38 and 46 recite similar, although not identical, limitations.

¹ Applicants are unsure why Claim 9 is rejected along with these claims when its claim dependency was corrected on the last Response such that it depends from Claim 8. Correction is respectfully requested.

Independent Claim 1 (as well as independent Claims 15, 38 and 46) is allowable because *Kung '262* does not disclose each and every one of these limitations. For example, *Kung '262* does not disclose “communicating status information from a first call manager to a second call manager in response to a change in which call manager controls a device.” This limitation previous read as follows: “communicating status information from a first call manager to a second call manager in response to a change in the control status a device.” Although Applicants believe that the Examiner is taking an unreasonably broad interpretation of the phrase “control status of a device” (based on the broadest reasonable interpretation allowed in light of the specification), Applicants have amended this limitation to clarify its meaning. Nowhere does *Kung '262* disclose communicating status information from one call manager to another call manager in response to a change in which call manager controls a device.

For at least this reason, Applicants respectfully submit that Claims 1, 15, 38 and 46 are in condition for allowance. Thus, Applicants request reconsideration and allowance of these independent claims, as well as the claims that depend from these independent claims.

Furthermore, the claims depending from Claims 1, 15, 38 and 46 are also allowable because *Kung '262* does not disclose the additional limitations recited in these claims. As with the last Office Action and despite Applicants’ request for more information, the present Office Action does not address *any* of these dependent claims. As noted above, for a claim to be anticipated under Section 102, the law requires that *each and every element* of the claim be found in a single prior art reference. Thus, this imparts a duty on the Examiner to show how the additional limitations recited in each dependent claim (of which there are many and which by definition are not recited in the independent claim) are shown in the cited reference. That has again not been done in this case, and it clearly not sufficient that these claims be rejected simply because they “depend on Claims 1, 15, 38 and 46.” Although Applicants believe that each of these dependent claims include limitations that are not disclosed in *Kung '262*, Applicants cannot rebut arguments that have not been made. Applicants respectfully request that the Examiner either provide reasoning as to why each limitation of each dependent claim is disclosed or allow these claims.

Section 103 Rejections

The Office Action rejects Claims 8 and 10-14 under 35 U.S.C. § 103(a) as being unpatentable by U.S. Patent No. 6,785,223 issued to Korpi et al. ("*Korpi*") in view of U.S. Patent No. 6,925,076 issued to Dalgic et al. ("*Dalgic*").

Claim 8 of the Application recites the following limitations:

A method for device registration replication, comprising:
providing a plurality of call managers in a packet-based network, each call manager controlling one or more devices coupled to the packet-based network and storing composite registration information associated with the devices controlled by the plurality of call managers;
determining that a first call manager has gone off-line; and
deleting registration information associated with the first call manager from the composite registration information stored by a second call manager.

Claim 10 of the Application recites the following limitations:

A method for device registration replication, comprising:
providing a plurality of call managers in a packet-based network, each call manager controlling one or more devices coupled to the packet-based network and storing composite registration information associated with the devices controlled by each of the plurality of call managers;
determining that a first call manager has come on-line; and
communicating local registration information associated with devices controlled by a second call manager from the second call manager to the first call manager.

Independent Claim 14 recites similar, although not identical, limitations as Claims 8 and 10.

In order to establish a *prima facie* case of obviousness, three requirements must be met: (1) there must be some suggestion or motivation, either in the references themselves or in the knowledge available to one skilled in the art, to modify a reference or combine multiple references; (2) there must be a reasonable expectation of success; and (3) the prior art reference (or combination of references) must teach or suggest all of the claim limitations. M.P.E.P. § 2143. In the present case, a *prima facie* case of obviousness cannot be maintained at least because neither *Korpi* nor *Dalgic* disclose each and every limitation of Claims 8, 10 and 14.

In the discussion in the Office Action regarding these claims, the Examiner never addresses the specific limitations of the claims. In *Dialogic*, the Examiner points to the teaching that call state information can be updated at a edge router when a gateway controller fails. However, updating call state information at an edge router is not a disclosure of deleting registration information of devices associated with a first call manager that has gone off-line from stored composite registration information stored at a second call manager associated with the devices controlled by each of a plurality of call managers. First, neither reference discloses the storing of *composite registration information* at call managers relating to devices controlled by all of the call managers (i.e., “composite”). At best, *Korpi* discloses at Column 5, lines 47-52 that a gatekeeper stores information associated with the devices associated with that same gatekeeper. Second, “call state information” is not *registration information* as claimed. Finally, *Dialogic* discloses that the edge router updates the call state information, not the gateway controller (which the Examiner asserts is a call manager).

Furthermore, the Office Action does not address the limitations of Claims 10 and 14 regarding the actions taken when a call manager comes on-line.

For at least these reasons, Applicants respectfully submit that Claims 8, 10 and 14 are in condition for allowance. Thus, Applicants request reconsideration and allowance of these independent claims, as well as the claims that depend from these independent claims.

Furthermore, the claims depending from Claims 8, 10 and 14 are also allowable because neither *Korpi* nor *Dalgic* disclose the additional limitations recited in these claims. As noted with the dependent claims above, the Office Action does not address *any* of the claims that depend Claims 8, 10 and 14. Although Applicants believe that each of these dependent claims include limitations that are not disclosed in the references, Applicants cannot rebut arguments that have not been made. Again, Applicants respectfully request that the Examiner either provide reasoning as to why each limitation of each dependent claim is disclosed or allow these claims.

Claims 29-37 are rejected under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,760,416 issued to Banks et al. ("*Banks*") in view of *Kung '262*. Claim 29 of the Application recites the following limitations:

A first call manager coupled to a packet-based network, the first call manager comprising:
 one or more device processes controlling one or more devices coupled to the packet-based network; and
 a digit analysis module storing composite registration information associated with the devices;
 the first call manager operable to communicate status information from the digit analysis module to a second call manager in response to a change in the control status of a device controlled by the first call manager.

The Office Action asserts that the database 204 of *Banks* discloses the claimed digit analysis module. However, a database is not a digit analysis module. Furthermore, the database does not store information associated with *devices* coupled to a packet-based network. In addition, the Office Action states that *Kung '262* discloses "the first call manager operable to communicate status information from the digit analysis module to a second call manager in response to a change in the control status of a device controlled by the first call manager" at step 1317 of Figure 13. However, nothing in this step or elsewhere in the reference relates to a communication between call managers "in response to a change in the control status of a device controlled by" one of the call managers.

For at least these reasons, Applicants respectfully submit that Claim 29 is in condition for allowance. Thus, Applicants request reconsideration and allowance of this independent claims, as well as the claims that depend from these independent claims.

Furthermore, the claims depending from Claim 29 are also allowable because neither *Banks* nor *Kung '262* disclose the additional limitations recited in these claims. As noted with the dependent claims above, the Office Action does not address *any* of the claims that depend Claim 29. Although Applicants believe that each of these dependent claims include limitations that are not disclosed in the references, Applicants cannot rebut arguments that have not been made. Again, Applicants respectfully request that the Examiner either provide reasoning as to why each limitation of each dependent claim is disclosed or allow these claims.

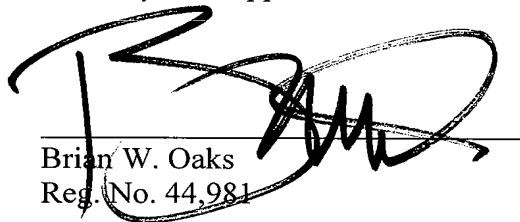
CONCLUSION

Applicants have made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for other reasons clearly apparent, Applicants respectfully requests full allowance of all pending claims.

If the Examiner feels that a telephone conference would advance prosecution of this Application in any manner, the Examiner is invited to contact Brian W. Oaks, Attorney for Applicants, at the Examiner's convenience at (214) 953-6986.

Although no fees are believed to be due, the Commissioner is hereby authorized to charge any fees or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,
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